

INELIGIBLE VOLUNTEER RECORD SHEET
REGISTRATION SERVICE
BOY SCOUTS OF AMERICA

DATE: 05-11-90

FULL NAME Mark W. Davis

S.S. NO. [REDACTED]

(No initials if you can possibly get full name)

ADDRESS currently incarcerated by the State of Vermont

CITY STATE ZIP CODE

DATE OF BIRTH 01-13-63 (This is important and should be exact)

APPROXIMATE AGE (To be used ONLY when date of birth is not known)

RELIGION Protestant NATIONALITY (Citizen of) Native born American

OCCUPATION Truck driver

EDUCATION High school graduate

WEIGHT 180 HEIGHT 5' 10" RACE Caucasian

COLOR OF HAIR Blond COLOR OF EYES Blue

ANY DISTINGUISHING PHYSICAL CHARACTERISTICS Florid facial skin

HOBBIES OR SPECIAL INTERESTS Non known

MARRIED ☐ SINGLE ☐ NAME OF SPOUSE Divorced

CHILDREN None
(Name, number, ages, if possible)

SCOUTING CONNECTIONS:

UNIT #	CITY	STATE	POSITION	DATE REGISTERED	DATE RESIGNED
Troop 43	Westminster	VT	Asst. S.M.	Unknown	Unknown

Chartered Organization New England Kurn Hattin Homes

SPECIAL RECOGNITION Eagle Scout

INCIDENT: TYPE 2 DATE OF INCIDENT 12-20-89 RESOLUTION 2
Type Resolution

1=Scout Related
2=Non-scout related
3=homosexual (not specifically with youth)

1. Internal (only Scouts Know)
2. Criminal action
3. Court action
4. Probationary status
5. Reported to state agency

Check off list of attached documentation

- Description of incident
 - Victim(s) statement
 - media reports
 - Legal proceedings
 - Offender's statement
 - Official notification of termination
 - Found guilty/innocent by court
 - Signature
- Council Galesburg

APPROVED

JUN 13 1990

JOSEPH L. ANGLIM

Parents:

Mr. & Mrs. Davis

Plymouth, MA 02360

SCOUT EXECUTIVE

CONF005468

June 14, 1990

Mr. David R. Myers
Scout Executive
Green Mountain Council, No. 592

PERSONAL AND CONFIDENTIAL

SUBJECT: Mark W. Davis

Dear David:

Thank you for the detailed information sent concerning the above Scouter. This case has been reviewed with our attorney and is now on our permanent Ineligible Volunteer File.

Sincerely,

Paul Ernst, Director
Registration Service

eko

cc: Northeast Region

READY TO FILE
JUN 14 1990
ERIN O'RILEY

CONF005469



Green Mountain Council

BOY SCOUTS OF AMERICA, INC. 592

P.O. Box 557, Route 2
Waterbury, Vermont 05676
(802)244-5189
Toll Free 1-800-722-1270

June 4, 1990

Paul I. Ernst
Director of Registration
National Council
Boy Scouts of America
1325 West Walnut Hill Lane
P.O. Box 152079
Irving, Texas 75015-2079

"Confidential"

Dear Paul:

Enclosed please find information on Mark W. Davis, Eagle Scout, who was recently prosecuted for molesting children at New England Kurn Hattin Homes in Westminster, Vermont. Although he is not registered in Scouting, I thought you should have this incase he desires to join in the future.

David J. Maysilles, former Council President and Council Commissioner, is Executive Director of N.E. Kurn Hattin Homes and supplied (1) Ineligible Volunteer Record Sheet, (2) 5 published articles on the case, and (3) a sample of his signature.

As Westminster, Vt. borders New Hampshire, I am also copying Tom Voute, Scout Executive.

Please acknowledge receipt of this information so that I know you received it.

Regards,

David R. Myers
Scout Executive

CC: Janet G. Page, Council President
D. Robert Vautier, Council Commissioner
David J. Maysilles, Council Vice President-Operations
Thomas W. Voute, Scout Executive, Daniel Webster Council
Peter Hausman, Field Director
Council Confidential File

*Added to File
110 11-10 6/12/90
CMM*

MEMBER OF THE:
UNITED WAYS OF CHITTENDEN, FRANKLIN, RUTLAND
SPRINGFIELD, UPPER VALLEY, WASHINGTON AND WINDHAM COUNTIES

CONF005470

work will be Dec 21st at 9pm. It has taken
a lot of thought to come to this decision,
but even after all our discussions my
decision is final. Thank you for making
me feel like the valued employee you know
I am.

Respectfully Yours,

Mark White

Davis sentenced for incidents at Kurn Hattin

By SUSAN REING

Reformer staff

BRATTLEBORO — Windham District Court Judge Robert Grussing III Tuesday sentenced Mark W. Davis, 27, to two years imprisonment and a lengthy period of probation on eight counts of lewd and lascivious conduct with students at the New England Kurn Hattin Homes in Westminster.

In sentencing Davis, Grussing stuck to the plea agreement hammered out in March between prosecutors and Davis' defense attorney, which led to Davis entering pleas of no contest to the eight charges. In exchange for Davis' pleas, the state agreed to drop a ninth charge of lewd and lascivious conduct. In addition, prosecutors agreed not to bring any further charges against Davis, who, by his own account, according to court records, was implicated in the molestation of up to 17 students at the school over a four-year period.

Windham County Deputy State's Attorney Karen R. Carroll told the court the state was willing to abide by the terms of the plea agreement reached in March. That agreement specified that Davis be sentenced to one to five years imprisonment on two counts of lewd and lascivious conduct, all suspended but for one year on each count, and for two to five years on the six remaining counts, with all time suspended.

In addition, the state stipulated that Davis complete a sex offender's treatment program, refrain from any contact with minors without appropriate supervision, and pay a portion of the

counseling expenses incurred or to be incurred by his victims.

Prior to sentencing, Grussing heard from the mother of one of Davis' victims, who told the court her family would never forget what Davis had done to her son. Kurn Hattin is a residential school for children of families in crisis, and the mother said Davis had victimized children who were already in an extremely difficult situation and made it worse.

But Carroll said she believed Davis had accepted his guilt and not tried to blame others. His attorney, Joel Deckler, agreed, saying Davis had been both "cooperative and contrite" from the beginning of the police investigation.

Their comments were echoed by Michelle Gerard of the Department of Probation and Parole, who said Davis had been exceedingly cooperative and had not denied his own responsibility for the incidents.

"He didn't blame the victims or try to minimize his own blame," she told Grussing. "I found him to be truly remorseful."

She said Davis would have an opportunity to participate in sex offenders counseling while incarcerated, and would then have an opportunity to seek drug and alcohol counseling on an outpatient basis while on probation.

Davis also spoke before sentence was passed, saying he had been going to counseling and had stopped drinking.

"I think counseling taught me a lot of things I didn't know before or I didn't have the guts to face up to," he told Judge Grussing.

BRATTLEBORO REFORMER 5-5-90

Grussing said the sentence outlined in the plea agreement was appropriate, since it provided both punishment and an opportunity for rehabilitation. He then sentenced Davis to two consecutive sentences of one to five years on two counts, and two to five years on the six remaining counts, with those sentences suspended, to be served consecutive to the first sentence in order to allow for a lengthy period of probation.

Davis was arraigned in January following a Vermont State Police investigation into allegations that students at the Kurn Hattin boys' campus in Westminster had been molested. Davis, the spouse of a Kurn Hattin houseparent, had at one time worked at the residential school, but was not employed by Kurn Hattin at the time.

According to the police affidavit filed by Sgt. Myles Heffernan, Davis admitted to the allegations and agreed to cooperate in the investigation. Interviews were conducted with a number of students between the ages of 9 and 12, and nine charges of lewd and lascivious conduct were eventually lodged against him. Heffernan stated that Davis estimated he had inappropriately touched four students in 1986, when he worked at Kurn Hattin as a houseparent, and approximately another 13 students in 1988-89.

The affidavit also stated that Davis had told police he had been sexually abused as a child by two adult males on separate occasions.

"The defendant advised that his main motivation for these acts (of lewd and lascivious conduct) was anger toward the people that abused him as a child," Heffernan wrote.

Molestation case yields plea bargain

By SUSAN REING

Reformer staff

BRATTLEBORO — The Windham County State's Attorney has approved a plea agreement for the man accused of molesting children at New England Kurn Hattin Homes in Westminster.

Court documents showed Mark W. Davis pleaded no contest last week to eight charges of lewd and lascivious behavior with a minor. In exchange, the state agreed to drop a ninth charge of lewd and lascivious behavior against Davis.

Prosecutors also agreed not to bring further charges against Davis in Windham District Court, according to court documents.

The state's attorney's office also outlined the terms of the sentence it would recommend for Davis on the eight charges. According to the terms of the plea agreement, prosecutors will recommend a sentence of five years imprisonment on the first two counts, all suspended but for one year on each count.

Prosecutors will also ask for two- to five-year sentences on the six remaining counts, all suspended.

If accepted by the judge at sentencing, this would mean a two-year term of imprisonment for Davis, to be followed by a period of two to five years under the supervision of the Department of Probation and Parole.

In addition, the plea agreement calls for Davis to participate in and complete a sex offender's treatment program, refrain from any contact with minors without appropriate adult supervision, and pay a portion of the counseling expenses incurred or to be incurred by his victims.

Davis was charged with seven counts of lewd and lascivious behavior in January, after Vermont State Police and the Department of Social and Rehabilitative Services conducted an investigation into allegations that students at the residential school had been molested. Davis pled the charges at his arraignment. Two additional charges were lodged against him in February, after investigators interviewed students from the school.

According to the police affidavit,



RETIRING TOWN CLERK — Eleanor Smith looks through the town meetings. She retired this week after 51 years as Hinsdale's town clerk.

...s town clerk

Davis inappropriately touched nine boys between the ages of 9 and 14 while living with his wife, a houseparent at the Kurn Hattin boys' campus. The charges were filed in connection with incidents alleged to have occurred in 1989, but Vermont State Police Sgt. Myles Heffernan stated in his affidavit that Davis had admitted to molesting children at the school in 1986 and 1988.

After Davis entered his change of plea last week, John Rocray, acting judge, ordered a pre-sentencing investigation and scheduled sentencing for Davis for May 8.

it with the town clerk.

The Smiths' son eventually started a business, and it became a success when Clarke of Keene started buying the agency.

As town clerk, Smith kept the annual and special town meeting records. She also handled dog and car registration.

Every Hinsdale resident who had to do it with the town clerk. The clerk's job, and tax on the income for the town, go to the fund.

BRATTLEBORO REFORMER 1-6-90

Former Kurn Hattin worker's husband faces lewd behavior charges

By SUSAN REING

A former Kurn Hattin campus resident will be arraigned in Windham District Court Monday on seven charges of lewd and lascivious behavior involving children at the residential school, Vermont State Police at Rockingham said Friday.

Sgt. Miles Heffernan said Mark Davis, 26, whose wife worked as a houseparent at New England Kurn Hattin Homes, would face charges alleging improper touching of seven Kurn Hattin students, all boys between the ages of 9 and 11 years old. Heffernan said Mark Davis was not an employee of the school, but that he did reside on the Westminster campus. Davis is currently living out of state, Heffernan added.

Heffernan said investigation into Davis' activities began after Robert Morse, director of the boys' campus, informed police he had been told allegations that children were being molested. Police and personnel from the Department of Social and Rehabilitation Services conducted interviews with the alleged victims, Heffernan said, and Davis was subsequently arrested.

Heffernan said Davis was arrested last month and released on citation on condition that he did not return to the Kurn Hattin campus or attempt to contact any of the children. The incidents involving the children are alleged to have occurred over the past year and one-half, Heffernan said.

Davis cooperated in the investigation, Heffernan said, as did the staff of Kurn Hattin.

New England Kurn Hattin Homes is a non-profit, charitable year-round home for boys and girls ages 6 to 14. Boys are housed on the main campus in Westminster, while girls reside on the Saxtons River campus. The school has been in operation since 1894 and accommodates a student body of over 100 children.

The students who live at Kurn Hattin generally come from families whose situations make it impossible for the children to remain at home. Approximately 80 percent of the students are placed there by their families, and the average length of

stay is three years.

Kurn Hattin is also an institution known for the unusually strong support and loyalty it receives from its alumni, both in terms of monetary donations and dedication to the school's mission. A number of key positions are staffed by former students, including the facility's executive director, David Maysilles, and boys' campus director Morse, who made the initial contact to police about Davis' alleged behavior with students.

Christopher Barry, deputy executive director for Kurn Hattin, said Friday that the school immediately took action after a complaint involving Davis was reported. That complaint was investigated by staff and reported to the Department of Social and Rehabilitation Services, as required by law, he said.

"Kurn Hattin has set strict policies and procedures which were followed, and, although they don't need to be invoked very often, they work," Barry said.

The school also has a screening process for employees, and tries to weed out potential employees who might create problems for students, according to Maysilles. However, that screening process does not extend to spouses of employees, who are also living on the campus, he said.

Maysilles said the state's investigation was continuing, and that no changes in policy would be made until that investigation was complete.

"We will definitely be assessing all the facts surrounding this case and then review our process to see if it needs to be revised," Maysilles said.

Maysilles added that the school was working with its consulting psychologist to determine what, if any, treatment or counseling should be provided for the students. This is not the first incident of its kind at Kurn Hattin, he said, but it is the first in over a decade.

Because the school attempts to provide — in addition to an education — a sense of family to its students, the current state of affairs is particularly hard to deal with, Maysilles added.

ocking

continued to be
former offices
of the 1989
\$6,035.

oses
or
king

funds, Town
recommend-
a request to
g Memorial

parks board
on to make
ater charges
scounted. Se-
t decision to-
onight at 7 in

almost \$4,000
year and no
aside in this
aking.

oblem is the
e ski lift mo-
ding to Hill.
ted to cost

e selectmen,
request be

for tonight's
for a speed
Sunset Lake
m line. The
50 mph, and
ittee thinks it

luct the sur-
only do so at

view a draft
ing, be asked
d agreement
f. and deal
tenance re-

unces
ninees

R-Vt., an-
e has nomi-
h school se-
or admission
d States Ser-

from Wind-
Anderson and
eboro, Naval
of Brattle-
y.

ire, 29 Fair-
noke investi-
5 p.m.

Not guilty pleas entered in child molestation case



MARK DAVIS

By SUSAN REING

The man accused of molesting students at New England Kurn Hattin Homes was arraigned in Windham District Court Monday, where he denied seven charges of lewd and lascivious conduct with a child.

Mark W. Davis, 26, entered the not guilty pleas through his attorney, Joel Deckler of Springfield, and was released on condition that he not go to the Kurn Hattin campus or associate with any of the juveniles named in the complaints.

According to the affidavit submitted by Vermont State Police Sgt. Myles Heffernan of the Rockingham barracks, he and a representative of the Vermont Department of Social and Rehabilitation Services were called to the Kurn Hattin campus in Westminster on Dec. 18 by Robert Morse, director of the boys' campus. Morse told police that two students had complained of being molested by Davis, a former Kurn Hattin employee whose wife works at the campus as a houseparent.

"It was also learned that after the director, Mr. Morse, received this information and initiated an investigation, the defendant learned of this and left the area," Heffernan wrote.

Heffernan said that he, SRS representative Denis Coffman, and Morse interviewed all the available students at the cottage where Davis lived, on the suspicion that the two students who made the initial complaint were not the only alleged victims. Interviews were conducted with seven boys, all of them 9 or 10 years old, and all said that Davis had entered their rooms late at night and engaged in inappropriate touching, the documents revealed.

In many cases, the students said they pretended to be asleep when Davis entered their rooms, but on one occasion, according to the affidavit, Davis told a student, "Please don't tell anyone about my problem, I'm trying to get over it."

Following the round of interviews with students, Heffernan said police contacted Davis at his residence in Plymouth, Mass., and Davis agreed to meet with officers in Brattleboro the following day.

"The defendant advised that he began working as a relief houseparent at the Kurn Hattin Boys School in Westminster approximately three years ago," Heffernan's affidavit continued. "He advised that during that time he had three or four encounters with young male students at the school. The defendant gave ... the names of those students and attempts are presently being made to locate them for interview."

Davis then left the Kurn Hattin campus for several years, and during this time he married his present wife. The couple returned to Kurn Hattin in the summer of 1988.

"The defendant advised that approximately two months after returning he started sexually abusing the students there again," according to the affidavit. Heffernan wrote that Davis admitted to molesting one child at first, but that his activities soon escalated to include other Kurn Hattin students.

"The abuse not only occurred at the (Davis') cottage, but whatever other cottage he happened to be working at," Heffernan wrote. "The defendant advised that he would, on some nights, molest numerous victims. The number of victims would depend on the availability, the position in which the child was sleeping, and the risk that he would be taking."

Heffernan said Davis estimated that between 1986 and 1989 he molested 17 children. According to the affidavit, Davis provided police with the names of 11 students he allegedly abused. None of the 11 students has been interviewed by police, but efforts are under way to contact the juveniles for interviews, Heffernan wrote.

A status conference on Davis' case is scheduled for Feb. 12.

Rescue Inc.

Sunday: Person with breathing difficulty, Pine Street, 5:06 a.m.; Transfer from Brattleboro Memorial Hospital to Franklin Medical Center in Greenfield, Mass., 6:25 a.m.

BRATTLEBORO
REFORMER
1-8-90

BRATTLEBORO REFORMER
2-13-90

LOCAL 9

Kurn Hattin suspect eyes plea bargain

By SUSAN REING

A plea agreement may be in the works for a man accused of lewd and lascivious behavior with students at New England Kurn Hattin Homes, attorneys told Windham District Court Judge Paul Hudson Monday during a status conference on the case.

Mark W. Davis, who was arraigned last month on seven charges of lewd and lascivious behavior with children, was also scheduled to be arraigned Monday on two additional charges involving Kurn Hattin students. Davis did not appear Monday, but his attorney, Joel Deckler, told

the court his client had not had advance warning that a second arraignment had been scheduled.

Deckler added that he had begun discussions with Windham County Deputy State's Attorney Karen Russell concerning a possible plea agreement for his client. Russell said she would be meeting this week with representatives of the Department of Probation and Parole to discuss Davis' case, and would not be prepared to make an offer until then.

Judge Hudson then scheduled Davis' arraignment on the two additional charges of lewd and lascivious

behavior for March 7, and said Davis could enter a change of plea at that time as well.

Davis denied the seven original charges during his arraignment last month. With the addition of the two new charges, he is accused of inappropriately touching nine boys between the ages of 9 and 14 while living with his wife, a Kurn Hattin employee, on the school's campus in Westminster. Kurn Hattin is a residential school for children between the ages of 6 and 14 whose family circumstances make it impossible for them to remain at home.

Initial police interviews with the children living in the cottage with Davis revealed that seven children allegedly had been touched by Davis as they lay in their beds at night. An

affidavit written by Vermont State Police Sgt. Myles Heffernan stated that Davis admitted to molesting students in 1986, when he worked at the school as a relief houseparent.

Davis later left the campus, but returned in the summer of 1988 with his wife. Soon after their return, Davis told police, he began sexually abusing the students there again. Heffernan's affidavit stated. Heffernan said Davis estimated he had engaged in such behavior with 13 students in 1988 and 1989.

Police said they were given the names of 11 students who were not interviewed who were allegedly abused by Davis. The list of names was supplied by Davis himself, Heffernan wrote in his affidavit.